

KRASKIN, MOORMAN & COSSON, LLC
ATTORNEYS AT LAW
TELECOMMUNICATIONS MANAGEMENT CONSULTANTS

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T.R.A. ROOM

April 27, 2005

ORIGINAL

VIA UPS OVERNIGHT

Secretary
Tennessee Regulatory Authority
460 James Robertson Parkway
Nashville, TN 37243-0505

**RE: APPLICATION OF ETC COMMUNICATIONS, LLC, FOR
A CERTIFICATE TO PROVIDE FACILITIES-BASED and
RESOLD COMPETITIVE LOCAL and INTEREXCHANGE
TELECOMMUNICATIONS SERVICES WITHIN THE
STATE OF TENNESSEE**

05-00118

To the Secretary

Enclosed please find the original and 13 (thirteen) copies of the Application of ETC Communications, LLC, for a Certificate to Provide Facilities-Based and Resold Competitive Local and Interexchange Telecommunications Services Within the State of Tennessee. The \$25.00 (Twenty-Five Dollars) filing fee is enclosed, as well, in the form of a United States Postal Service Money Order, Serial Number 08098857088, payable to the "Tennessee Regulatory Authority."

Please note that certain of the Exhibits to the Application that contain financial data that is proprietary to the Applicant are being filed as Confidential and Under Seal. An original and 13 (thirteen) copies of these documents are sealed in a separate envelope that is being filed with the Application.

The undersigned may be contacted should you have any questions or require additional information.

Sincerely,

Joshua H. Seidemann

Joshua H. Seidemann

Counsel to ETC Communications, LLC

cc: Ms Patsy Fulton, Telecommunications Division

PAID T.R.A.	
Chk #	08098857088
Amount	\$ 25.00
Rcvd By	JK
Date	4-28-05

**BEFORE THE
TENNESSEE REGULATORY AUTHORITY
NASHVILLE, TENNESSEE**

ORIGINAL

**APPLICATION OF)
ETC COMMUNICATIONS, LLC)
FOR A CERTIFICATE TO PROVIDE)
FACILITIES-BASED and RESOLD)
COMPETITIVE LOCAL and INTER-)
EXCHANGE TELECOMMUNICATIONS)
SERVICES WITHIN THE STATE OF)
OF TENNESSEE)**

Docket No. 05_____

APPLICATION OF ETC COMMUNICATIONS, LLC

DATED: April 27, 2005

**BEFORE THE
TENNESSEE REGULATORY AUTHORITY
NASHVILLE, TENNESSEE**

**APPLICATION OF
ETC COMMUNICATIONS, LLC
FOR A CERTIFICATE TO PROVIDE
COMPETITIVE LOCAL and INTER-
EXCHANGE TELECOMMUNICATIONS
SERVICES WITHIN THE STATE OF
TENNESSEE**

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Docket No. 05-_____

APPLICATION OF ETC COMMUNICATIONS, LLC

I. ADMINISTRATIVE REQUIREMENTS.

A. Pursuant to applicable Tennessee Statutes and the Rules and Regulations of the Tennessee Regulatory Authority (“TRA”), and pursuant to applicable provisions of the Federal Telecommunications Act of 1934, as amended, and the Rules of the Federal Communications Commission (“FCC”), ETC Communications, LLC, a Georgia limited liability company (“ETC”), hereby respectfully requests that the TRA grant ETC authority to provide facilities based and resold competing local and interexchange telecommunications services, including exchange access telecommunications services, within and throughout the State of Tennessee. ETC is willing and able to comply with all applicable rules and regulations in Tennessee pertaining to the provision of competing local telecommunications services.

B. The legal name of the service provider applicant is:

ETC Communications, LLC

C. The address of the service provider applicant is:

224 Dalton Street, PO Box 0
Ellijay, GA 30540
TEL: 706-276-2271

- D. An organizational chart showing the relationship between ETC and its affiliates , including parent company and that parent company's subsidiaries, is attached as Exhibit 1 (Sec. I-D).

- E. The names and addresses of the principal officers/managers are:

ROGER FUTCH, *President and Chief Operating Officer*
224 Dalton Street, PO Box 0
Ellijay, GA 30540

JOHN M. HARRISON, *Secretary and Treasurer*
224 Dalton Street, PO Box 0
Ellijay, GA 30540

DOUGLAS P. HARRISON, *Vice-President*
224 Dalton Street, PO Box 0
Ellijay, GA 30540

MARIANNE H. BOWMAN, *Vice-President*
224 Dalton Street, PO Box 0
Ellijay, GA 30540

CORA PAYNE, *Assistant Secretary*
224 Dalton Street, PO Box 0
Ellijay, GA 30540

- F. ETC does not have principal officers in Tennessee as of the filing of this application. ETC's registered agent in the state is:

Laura M. Crawford
337 Main Street
Ducktown, Tennessee 37326

Questions regarding this application can be directed to:

Darrell Harper, Director of Regulatory Affairs
ETC Communications, LLC
224 Dalton Street, PO Box 0
Ellijay, Georgia 30540

TEL: 706-697-5519
FAX: 706-697-5636

- G. A copy of the Articles and Certification of Organization of ETC Communications, LLC, is attached as Exhibit 2 (Sec. I-G).
- H. A copy of ETC's license to conduct business in the State of Tennessee is attached as Exhibit 3 (Sec. I-H).

II. MANAGERIAL REQUIREMENTS.

The Managerial and Technical Experience of ETC's key management staff, including their respective education, professional licensures, and experience, is provided in Exhibit 4 (Sec. II).

III. TECHNICAL REQUIREMENTS.

- A. Proposed Network Data
 - 1. ETC seeks authority to provide service throughout the State of Tennessee. ETC intends to provide service initially in Polk County, Tennessee currently served by BellSouth Telephone, Inc. Based on market opportunities that ETC identifies, ETC will expand its service area to include other areas where it believes that it can provide competitive services on an economically sound basis. ETC may purchase tariffed services to complement providing services through the use of its own facilities.
 - 2. Remote switches will be located geographically proximate to the area in which Applicant intends to provide service to end-users.
 - 3. Applicant will rely on fiber and cable/loop plant to provision its services to the end-users it seeks to serve.
 - 4. Applicant will rely on fiber and cable/loop plant to provision its services to the end-users it seeks to serve.
 - 5. ETC intends to initially offer a broad variety of local exchange services to both residential and business customers in Polk County and to determine subsequent expansion on the basis of market conditions and demand. ETC's initial line of local services will be comparable to

that offered by the incumbent LECs. Initially, ETC plans offer basic access line service, PBX and DID Services, Optional Calling Features, Directory Assistance, Directory Services, and Operator Services, as well as all services required under Chapter 1220-4-8-.04(3)(b), including, but not limited to, access to Telecommunications Relay Service, free blocking for 900 and 976-type services, Lifeline and Link-Up, and other services listed therein and described in the attached Pre-Filed Testimony of Roger Futch (Exhibit 12, corresponding to Section VIII of this Application).

B. Engineering Expertise.

As a CLEC currently certificated and operating in the State of Georgia, ETC has access to individuals with technical expertise in telecommunications network development and deployment. ETC enjoys current and on-going professional relationships with consulting technicians and engineers who may be engaged from time-to-time to assist on various projects. Further, as a wholly-owned subsidiary of an operating LEC that also owns a cable television and fiber provisioning company, ETC can contract with its affiliate for services from locally-based experts. These capabilities enable ETC to respond quickly and efficiently to system needs and requirements.

C. ETC does not provision, supply, or otherwise provide special customer premises equipment (CPE) that would not be compatible with an incumbent carrier.

D. Repair and Maintenance

1. ETC customer service will meet the needs of the customer. ETC understands the importance of effective customer service for local service customers.
2. ETC has made arrangements for its customers to be able to call the company at a toll-free number, 1-800-660-6826. The number will be provided on every customer billing statement.
3. In addition, customers can contact ETC in writing at either the company's offices, located at 224 Dalton Street, PO Box 0, Ellijay, Georgia 30540 or via e-mail at repair@ellijay.com. These addresses will be provided on every customer billing statement.

4. The contact person for Tennessee who is knowledgeable about ETC's operations is Darrell Harper, Director of Regulatory Affairs. Mr. Harper can be reached by telephone at 1-800-660-6826 or 706-276-2271, or in writing at the postal or e-mail addresses provided in subsection 3, immediately above.

IV. FINANCIAL REQUIREMENTS.

- A. ETC estimates that the cost of cost of network, switches, and unbundled network elements ("UNEs") are included in Confidential Exhibit 7. ETC's estimates are based on current market conditions, recent acquisitions, and its plans for the initial provision of facilities-based competitive local exchange service.
- B. ETC's most recent audited financial statements, including balance sheet, income statement, and statement of cash flows are attached to this Application as Confidential Exhibit 5 (Sec. IV-B).
- C. Projected financial statements for a going-forward period of three (3) years and estimated in good faith, and based on ETC's current and on-going activities outside of Tennessee, are provided in the forms of projected balance sheet, projected income statement, and projected statement of cash flows, and are attached to this Application as Confidential Exhibit 6 (Sec. IV-C).
- D. A projected capital expenditures budget for three (3) years going-forward, contemplating equipment to be deployed, cost of equipment, and sources for funding the Tennessee network, equipment, UNEs; cash, loan commitments, vendor credits, and letters of credits is provided in Confidential Exhibit 7 (Sec. IV-D).
- E. In response to the TRA's request for ETC to "quantify amounts included in financial statements and projections relating to reciprocal compensation for terminating ISP traffic," ETC provides that reciprocal compensation is not included in the projections.
- F. A Corporate Surety Bond is attached to the Application as Exhibit 8 (Sec. IV-F).

V. SMALL and MINORITY-OWNED TELECOMMUNICATIONS BUSINESS PARTICIPATION PLAN.

A copy of ETC's Small and Minority-Owned Telecommunications Business Plan is attached to the Application as Exhibit 9 (Sec. V).

VI. NOTICE TO INCUMBENT LOCAL EXCHANGE TELEPHONE COMPANIES OF APPLICATION AND INTENT TO OPERATE GEOGRAPHICALLY.

ETC is providing Notice of this Application and Intent to Operate Geographically concurrent with the filing of this Application to the incumbent local exchange telephone companies operating in Tennessee via U.S. Mail. A Copy of the Notice is attached to this Application as Exhibit 10 (Sec. VI).

VII. TOLL DIALING PARITY PLAN.

ETC intends to comply with all Federal and State regulations and requirements related to toll dialing parity. A copy of ETC's Toll Dialing Parity Plan is attached to this Application as Exhibit 11 (Sec. VII).

VIII. NUMBERING ISSUES.

- A. ETC's expected demand for NXX per NPA within one year of approval of the Application is one NXX per NPA.
- B. ETC estimates that it will request one NXX from NANPA when it establishes its service footprint.
- C. ETC plans to establish its service footprint in NPA "423" as soon as practicable following approval of the Application by the TRA, dependent upon then-existing market conditions, technical abilities related to the deployment of network infrastructure, marketing activities, and active enrollment of subscribers. ETC anticipates needing one NXX in its initial rollout of services. ETC will rely upon number portability and strive to preserve numbering resources.

As a general rule, ETC intends to sequentially assign telephone numbers within any NXX which it receives. Where customer requests for specific numbers are received, ETC will attempt to accommodate those requests. Similarly, ETC may rely on number portability or, if applicable, available "thousand

blocks” in the incumbent local exchange carrier (“LEC”) rate center within which ETC will provide service.

- D. ETC intends to conserve Tennessee numbering resources by ensuring that its requests to NANPA are consistent with industry guidelines and standard practice and procedure.
- E. ETC bases a request for new NXX on 75% fill of existing NXX’s, consistent with applicable industry guidelines and standards as set forth at 47 CFR § 52.15(h).

IX. TENNESSEE-SPECIFIC OPERATIONAL ISSUES.

- A. ETC intends to comply with TCA § 65-21-114, and will accordingly not bill for county-wide calls in Tennessee. ETC has not yet determined the specific manner in which it will ensure compliance. ETC is aware of the “TAR Code Database” administered by BellSouth, and is also aware of other methods that carriers can use to ensure compliance, including but not limited to, comparison of optional daily usage field (“ODUF”) information with call rating tables or the use of software applications to zero-rate calls that meet certain mileage specifications. ETC recognizes that it can also comply with these rules by defining the local calling area as the county. Further, ETC has been informed that new rules are to arise following the January 2004 industry workshop in TRA Docket No. 03-00502, and that these may provide additional guidance to carriers regarding compliance with applicable intra-county calling requirements. In conclusion, ETC notes, too, that its calling scope will mirror that of BellSouth, thereby ensuring county-wide toll free calling.
- B. ETC is aware of the Tennessee Country Wide Calling database maintained by BellSouth and the procedures to enter ETC’s telephone numbers into the database.
- C. ETC is aware of the local calling areas provided by the Incumbent Local Exchange Carrier in its proposed service area.
- D. ETC’s calling scope will mirror that of BellSouth, thereby ensuring that ETC customers will not be billed long distance changes for calls within metro calling areas.
- E. The name and telephone number of the ETC employee who will be responsible to work with the TRA on resolving consumer complaints is:

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Darrell Harper, Director of Regulatory Affairs
ETC Communications, LLC
224 Dalton Street, PO Box 0
Ellijay, Georgia 30540

TEL: 800-660-6826
TEL: 706-697-5519
FAX: 706-697-5636

- F. ETC has not yet determined whether it will telemarket its services in Tennessee. However, should ETC conduct telemarketing, it will do so in strict accordance with the statute and regulations set forth at TCA § 65-4-401 and TRA Rules 1220-4-.11.

X. MISCELLANEOUS.

- A. A copy of the sworn, pre-filed testimony of Roger Futch, President and Chief Operating Officer of ETC, attached to this Application as Exhibit 12 (Sec. VIII-A). Mr. Futch's testimony sets forth ETC's technical, managerial, and financial abilities to provide services, and affirms that all information submitted is true and correct.
- B. ETC will, in accordance with TRA regulations, submit a tariff subsequent to the approval of this Application, but prior to commencement of operations.
- C. ETC is a certificated CLEC and IXC in the State of Georgia. It does not have any other applications pending at this time.
- D. ETC is not involved in any pertinent applications or mergers. A chart showing ETC's corporate structure is provided as Exhibit 1 (Sec. I-D) to this Application.
- E. ETC does not require customer deposits.
- F. Neither ETC nor its telephone carrier affiliate are the subject of any complaints filed with State and/or Federal regulatory agencies in the 30 days preceding the filing of this Application. This timeframe is limited in accordance with TRA Staff direction following Applicant's inquiry regarding how the 100-year history of Applicant's telephone carrier affiliate should be contemplated and included in this response.

- A. ETC does not intend to offer services in areas served by any incumbent local exchange telephone company with fewer than 100,000 total access lines at this time, but may do so in the future consistent with applicable state and federal law.
- B. Correspondence regarding this Application should be directed to:

D. Billye Sanders
Waller Lansden Dortch & Davis
A Professional Limited Liability Company
511 Union Street, Suite 2700
Nashville, Tennessee 37219
(615) 244-6380
(615) 244-6804 (fax)
bsanders@wallerlaw.com

with copies to:

Joshua Seidemann
Kraskin, Moorman & Cosson
2120 L Street, NW, Suite 520
Washington, DC 20037
(202) 296-8890
joshuaseidemann@independent-tel.com

Roger Futch
President and CEO
ETC Communications, LLC
224 Dalton Street, PO Box 0
Ellijay, GA 30540
(706) 276-2271

Respectfully Submitted,

ETC COMMUNICATIONS, LLC

By: 
ROGER FUTCH
PRESIDENT AND COO

DATED: April 27, 2005

LIST OF EXHIBITS

- EXHIBIT 1 (*Corresponding to Application Section I-D*)
Organizational Chart of ETC Communications, LLC and Affiliated Companies
- EXHIBIT 2 (*Corresponding to Application Section I-G*)
Articles of Organization and Certification of ETC Communications, LLC
- EXHIBIT 3 (*Corresponding to Application Section I-H*)
Proof of ETC Communications, LLC Authority to Transact Business in the State of Tennessee
- EXHIBIT 4 (*Corresponding to Application Section II*)
Managerial and Technical Experience of Key Management Staff of ETC Communications, LLC
- CONFIDENTIAL EXHIBIT 5 (*Corresponding to Application Section IV-B*)
Audited Financial Statements
- CONFIDENTIAL EXHIBIT 6 (*Corresponding to Application Section IV-C*)
Projected Financial Statements
- CONFIDENTIAL EXHIBIT 7 (*Corresponding to Application Section IV-D*)
Projected Capital Expenditures Budget for Three Years Forward
- EXHIBIT 8 (*Corresponding to Application Section IV-F*)
Corporate Surety Bond
- EXHIBIT 9 (*Corresponding to Application Section V*)
Small and Minority-Owned Telecommunications Business Participation Plan

EXHIBIT 10 (*Corresponding to Application Section VI*)
Notice of Application and Intent to Operate Geographically to Incumbent Local
Exchange Telephone Companies

EXHIBIT 11 (*Corresponding to Application Section VII*)
Toll Dialing Parity Plan

EXHIBIT 12 (*Corresponding to Application Section VIII*)
Profiled Testimony of Roger Futch

EXHIBIT 13
Affiliates of Applicant Providing Telecommunications Services

EXHIBIT 14
Other Business Transactions at Same Location as Principal Address of Applicant

EXHIBIT 15
Sample Customer Bill

EXHIBIT 1

(Corresponding to Application Section I-D)

**Organizational Chart of ETC Communications, LLC
and Affiliated Companies**

Ellijay Telephone Company

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ETC Communications

Community Television

ETC Fiber

ETC Communications, Community Television, and ETC Fiber are each a wholly-owned subsidiary of Ellijay Telephone Company, an operating telephone company in Ellijay, Georgia.

EXHIBIT 2

(Corresponding to Application Section I-G)

**Articles of Organization and Certification of
ETC Communications, LLC**

Secretary of State
Corporations Division
Suite 315, West Tower
2 Martin Luther King Jr. Dr.
Atlanta, Georgia 30334-1530

CONTROL NUMBER : 9741098
EFFECTIVE DATE : 11/19/1997
COUNTY : GILMER
REFERENCE : 0033
PRINT DATE : 11/25/1997
FORM NUMBER : 356

DAVID I. READER, ESQ.
2120 L STREET, N.W.
SUITE 520
WASHINGTON DC 20037

CERTIFICATE OF ORGANIZATION

I, Lewis A. Massey, the Secretary of State of the State of Georgia, do hereby certify under the seal of my office that

ETC COMMUNICATIONS, L.L.C.
A GEORGIA LIMITED LIABILITY COMPANY

has been duly organized under the laws of the State of Georgia on the effective date stated above by the filing of articles of organization in the office of the Secretary of State and by the paying of fees as provided by Title 14 of the Official Code of Georgia Annotated.

WITNESS my hand and official seal in the city of Atlanta and the State of Georgia on the date set forth above.



Lewis A. Massey
LEWIS A. MASSEY
SECRETARY OF STATE

ETC COMMUNICATIONS, L.L.C. ARTICLES OF ORGANIZATION

Pursuant to the provisions of Title 14, Section 14-11-201, *et.seq.* of the Official Code of Georgia Annotated (Code), the organizer(s) named below adopt(s) the following Articles of Organization:

- FIRST:** The name of this limited liability company is ETC COMMUNICATIONS, L.L.C.
- SECOND:** The duration of this limited liability company is perpetual until dissolution in accordance with the Code.
- THIRD:** The purpose for which this limited liability company is formed is the transaction of any lawful business or all lawful businesses for which a limited liability company may be organized under the Code as presently in effect or, as it may hereinafter be amended.
- FOURTH:** The street address and county of this limited liability company's registered office in the State of Georgia is 36 Dalton Street, Ellijay, Georgia 30540, County of Gilmer, and the name of this limited liability company's registered agent at that office is Roger Futch.
- FIFTH:** The mailing address of this limited liability company's principal place of business is P.O. Box 0, Ellijay, Georgia 30540.
- SIXTH:** This limited liability company shall be managed by its members.
- SEVENTH:** The name and address of the organizer is: Ellijay Telephone Company, P.O. Box 0, Ellijay, Georgia 30540.

Date: November 18, 1997

Ellijay Telephone Company

By: Roger Futch
Name: Roger Futch
Title: Network Manager

Nov 13 10 22 AM '97
B : (1)

Secretary of State
Corporations Division
Suite 315, West Tower
2 Martin Luther King Jr. Dr.
Atlanta, Georgia 30334-1530

RESERVATION NUMBER: 972970772
EFFECTIVE DATE : 10/24/1997
EXPIRATION DATE : 01/22/1998
LICENSE NUMBER : N/A
CONSENT ON FILE : N/A
PRINT DATE : 10/24/1997
FORM NUMBER : 506

DAVID READER
2120 L STREET NW
SUITE 520
WASHINGTON DC 30037

NAME RESERVATION CERTIFICATE

I, Lewis A. Massey, the Secretary of State of the State of Georgia, do here certify under the seal of my office that the records of the Secretary of State have been reviewed and the name

ETC COMMUNICATIONS, LLC

is not identical to, and appears to be distinguishable from, the name of any other existing entity on file pursuant to Title 14 of the Official Code of Georgia Annotated.

This certificate shall be valid for a nonrenewable period of ninety days from the date of this certificate. Please submit this original certificate with any subsequent formation filing.

Name reservations are not renewable after expiration of the statutory reservation period stated above.



Lewis A. Massey
LEWIS A. MASSEY
SECRETARY OF STATE



LEWIS A. MASSEY
Secretary of State

CORPORATIONS DIVISION
Suite 315, West Tower
2 Martin Luther King Jr., Drive
Atlanta, Georgia 30334-1530
Corporate Information via the Internet - <http://www.sos.state.ga.us>
(404) 656-2817

CATHY COO
Assistant Secretary
Operations

WARREN H. R.
Director

TRANSMITTAL INFORMATION GEORGIA LIMITED LIABILITY COMPANY

DO NOT WRITE IN SHADED AREA - SOS USE ONLY

DOCKET	DATE	AMOUNT	CHECK
CODE	FILED	RECEIVED	RECEIVED
TYPE CODE	EXAMINER	JURISDICTION (COUNTY) CODE	

NOTICE TO APPLICANT: PRINT PLAINLY OR TYPE REMAINDER OF THIS FORM.
(INSTRUCTIONS ARE ON BACK OF THIS FORM)

1. 972970772
LLC Name Reservation Number
ETC Communications, L.L.C.
LLC Name (202) 298-8
Telephone Number
2. David I. Reader, Esq.
Applicant/Attorney
2120 L Street, N.W., Suite 520
Address
Washington D.C. 20037
City State Zip Code
3. 36 Dalton Street, P.O. Box 0
Principal Office Mailing Address
Ellijay Georgia 30540
City State Zip Code
4. Roger Futch
Name of Registered Agent in Georgia
36 Dalton Street
Registered Office Street Address in Georgia
Ellijay Gilmer GA 30540
City County State Zip Code
5. Name and Address of each organizer (Attach additional sheets if necessary)
Ellijay Telephone Company 36 Dalton Street, Ellijay, Georgia 305
Organizer Address City State Zip Code
6. Mail or deliver to the Secretary of State, at the above address, the following:
1) This transmittal form
2) The original and one copy of the Articles of Organization
3) a filing fee of \$75.00 payable to Secretary of State.

Authorized Signature David I. Reader, Attorney
(Member, Manager or Organizer)

11-18-97
Date

FILING FEES ARE NON - REFUNDABLE

EXHIBIT 3

(Corresponding to Application Section I-H)

Proof of ETC Communications, LLC
Authority to Transact Business in the State of Tennessee

Secretary of State

Division of Business Services

312 Eighth Avenue North

6th Floor, William R. Snodgrass Tower

Nashville, Tennessee 37243

DATE: 02/03/05

REQUEST NUMBER: 5348-0135

TELEPHONE CONTACT: (615) 741-2286

FILE DATE/TIME: 02/02/05 0922

EFFECTIVE DATE/TIME: 02/02/05 0922

CONTROL NUMBER: 0486570

**TO:
ETC COMMUNICATIONS, LLC
224 DALTON STREET**

ELLIJAY, GA 30540

**RE:
ETC COMMUNICATIONS, L.L.C.
APPLICATION FOR CERTIFICATE OF AUTHORITY -
LIMITED LIABILITY COMPANY**

**WELCOME TO THE STATE OF TENNESSEE. THE ATTACHED LIMITED LIABILITY COMPANY
CERTIFICATE OF AUTHORITY HAS BEEN FILED WITH AN EFFECTIVE DATE AS INDICATED
ABOVE.**

**A LIMITED LIABILITY COMPANY ANNUAL REPORT MUST BE FILED WITH THE SECRETARY OF
STATE ON OR BEFORE THE FIRST DAY OF THE FOURTH MONTH FOLLOWING THE CLOSE OF TH**

**LIMITED LIABILITY COMPANY'S FISCAL YEAR. ONCE THE FISCAL YEAR HAS BEEN
ESTABLISHED, PLEASE PROVIDE THIS OFFICE WITH WRITTEN NOTIFICATION. THIS OFFICE
WILL MAIL THE REPORT DURING THE LAST MONTH OF SAID FISCAL YEAR TO THE LIMITED
LIABILITY COMPANY AT THE ADDRESS OF ITS PRINCIPAL OFFICE OR TO A MAILING
ADDRESS PROVIDED TO THIS OFFICE IN WRITING. FAILURE TO FILE THIS REPORT OR TO
MAINTAIN A REGISTERED AGENT AND OFFICE WILL SUBJECT THE LIMITED LIABILITY
COMPANY TO ADMINISTRATIVE REVOCATION OF ITS CERTIFICATE OF AUTHORITY.**

**WHEN CORRESPONDING WITH THIS OFFICE OR SUBMITTING DOCUMENTS FOR FILING, PLEASE
REFER TO THE LIMITED LIABILITY COMPANY CONTROL NUMBER GIVEN ABOVE.**

**FOR: APPLICATION FOR CERTIFICATE OF AUTHORITY -
LIMITED LIABILITY COMPANY**

ON DATE: 11/18/04

**FROM:
LAURA M CRAWFORD
337 MAIN ST**

DUCKTOWN, TN 37326-0000

**RECEIVED: FEES \$300.00 \$0.00
TOTAL PAYMENT RECEIVED: \$300.00**

**RECEIPT NUMBER: 00003609321
ACCOUNT NUMBER: 00408353**

Riley C Darnell

**RILEY C. DARNELL
SECRETARY OF STATE**



EXHIBIT 4

(Corresponding to Application Section II)

**Managerial and Technical Experience of
Key Management Staff of ETC Communications, LLC**

ROGER FUTCH, *President and Chief Operating Officer*

Roger Futch has been with ETC Communications, LLC, since its inception in 1997. Concurrently and prior to that date, Mr. Futch has been associated with Ellijay Telephone Company of Ellijay, Georgia, since 1968. Mr. Futch commenced his association with Ellijay Telephone Company in 1968 as Switching Coordinator, and from 1982-1998 served as Network Manager. In 1998, Mr. Futch was named Executive Vice-President/Chief Operating Officer. Mr. Futch has been the President and Chief Operating Officer of ETC Communications since its inception in 1997. Mr. Futch also has three years experience with AT&T, and has completed various technical and business courses relating to telephony and management. Mr. Futch is currently serving as Second Vice President of the Georgia Telephone Association, and has served on various committees of that Association in the past. Mr. Futch was also a Director and Member of the Executive Committee of the Georgia and Savannah Independent PCS Corporation. Mr. Futch oversees ETC's day-to-day operations in Georgia, including being primarily responsible for all network deployment, interconnection, and inter-provider service arrangements. Mr. Futch intends to take a similar role for ETC's planned operations in Tennessee.

JOHN M. HARRISON, *Secretary and Treasurer*

John M. Harrison is President and owner of Ellijay Telephone Company, ETC Fiber and Community Television Company. Under Mr. Harrison's direction, businesses that he owns and oversees have commenced provision of internet service, long-distance telephone service, cable television and digital cable television, radio services, and Personal Communications Services (PCS). Mr. Harrison has been an active member of the Georgia Telephone Association for many years and has served variously as President and Member of the Board and on the Nominating, Finance & Operations, and Business & Industry Relations Committees. Mr. Harrison is active in an array of local community organizations, including the Gilmer County Chamber of Commerce, Lion's Club, Rotary Club, Gilmer County Public Library, Gilmer County Bank, Apple Festival Board, and Industrial Development Authority of Gilmer County.

DOUGLAS P. HARRISON, *Vice-President*

Douglas P. Harrison is Vice-President and an Owner of Ellijay Telephone Company, ETC Fiber, and Community Television Company. Mr. Harrison began his telecommunications career with Ellijay Telephone Company while still in school, becoming a full-time employee of the Ellijay Telephone Company after he finished high school. While working for Ellijay Telephone Company he attended the North Carolina School of Telecommunications in Sanford, North Carolina. He also received an Associates degree in Business Administration from Reinhardt College in Waleska, GA. Douglas attended North Georgia College for another year taking business courses upon his graduation from Reinhardt College. In the early part of his career, Mr. Harrison worked in various positions at Ellijay Telephone Company, including Construction, Installation and Repair, and Switching. In 1978 he became the President of Community Television Company, a subsidiary of Ellijay Telephone Company, a position that he still holds today. Mr. Harrison is currently an owner of Ellijay Telephone Company, and also

holds several executive positions at Ellijay Telephone Company and its subsidiaries. These positions include serving on the Board of Directors at Ellijay Telephone Company, Secretary of Ellijay Telephone Company, Vice-President of ETC Communications, President/CEO of Community Television Company, and Secretary and Treasurer for ETC Fiber Company.

MARIANNE H. BOWMAN, *Vice-President*

Marianne H. Bowman is Vice-President and an owner of Ellijay Telephone Company, ETC Fiber, and Community Television Company. Ms. Bowman began her telecommunications career working part-time with Ellijay Telephone Company during high school and was employed full-time after graduating, performing general clerical duties as well as customer service. Ms. Bowman currently serves as a Vice President for Ellijay Telephone Company, ETC Communications, Community Television Company, and ETC Fiber Company. Ms. Bowman works with and assists the other officers in the oversight of company operations and planning for the parent telephone company and its subsidiaries.

CORA PAYNE, *Assistant Secretary*

Cora Payne has worked with ETC's parent, Ellijay Telephone Company, since 1994. Ms. Payne has served as a Customer Service Representative and a Network Administrative Assistant, and currently serves as Executive Secretary and Director of Administration of Ellijay Telephone Company and Assistant Secretary of Ellijay Telephone Company and ETC. Ms. Payne has taken various computer courses, as well as accounting and management courses.

CONFIDENTIAL

*** TRADE SECRETS ***

*** FILED UNDER SEAL ***

CONFIDENTIAL EXHIBIT 5

(Corresponding to Application Section IV-B)

Audited Financial Statements

*** TRADE SECRETS ***

*** FILED UNDER SEAL ***

**THE INFORMATION IN THIS
ATTACHMENT IS CONFIDENTIAL
AND HAS BEEN FILED UNDER SEAL**

CONFIDENTIAL

*** TRADE SECRETS ***

*** FILED UNDER SEAL ***

CONFIDENTIAL EXHIBIT 6

(Corresponding to Application Section IV-C)

Projected Financial Statements

*** TRADE SECRETS ***

*** FILED UNDER SEAL ***

**THE INFORMATION IN THIS
ATTACHMENT IS CONFIDENTIAL
AND HAS BEEN FILED UNDER SEAL**

CONFIDENTIAL

*** TRADE SECRETS ***

*** FILED UNDER SEAL ***

CONFIDENTIAL EXHIBIT 7

(Corresponding to Application Section IV-D)

Projected Capital Expenditures Budget for Three Years Forward

*** TRADE SECRETS ***

*** FILED UNDER SEAL ***

**THE INFORMATION IN THIS
ATTACHMENT IS CONFIDENTIAL
AND HAS BEEN FILED UNDER SEAL**

EXHIBIT 8

(Corresponding to Application Section IV-F)

Corporate Surety Bond

TENNESSEE REGULATORY AUTHORITY

TENNESSEE TELECOMMUNICATIONS SERVICE PROVIDER'S SURETY BOND

Bond #: 1736082

WHEREAS, ETC Communications, LLC (the "Principal"), has applied to the Tennessee Regulatory Authority for authority to provide telecommunications services in the State of Tennessee; and

WHEREAS, under the provisions of Title 65, Chapter 4, Section 125(j) of the Tennessee Code Annotated, as amended, the Principal is required to file this bond in order to obtain such authority and to secure the payment of any monetary sanction imposed in any enforcement proceeding brought under Title 65 of the Tennessee Code Annotated or the Consumer Telemarketing Act of 1990 by or on behalf of the Tennessee Regulatory Authority (the "TRA"), and

WHEREAS, ETC Communications, LLC (the "Surety"), a corporation licensed to do business in the State of Tennessee and duly authorized by the Tennessee Commissioner of Insurance to engage in the surety business in this state pursuant to Title 56, Chapter 2 of the Tennessee Code Annotated, has agreed to issue this bond in order to permit the Principal to comply with the provisions of Title 65, Chapter 4, Section 125(j) of the Tennessee Code Annotated,

NOW THEREFORE, BE IT KNOWN, that we the Principal and the Surety are held and firmly bound to the STATE OF TENNESSEE, in accordance with the provisions of Tennessee Code Annotated, Title 65, Chapter 4, Section 125(j), in the full amount of twenty thousand dollars (\$20,000 00) lawful money of the United States of America to be used for the full and prompt payment of any monetary sanction imposed against the Principal, its representatives, successors or assigns, in any enforcement proceeding brought under Title 65 of Tennessee Code Annotated or the Consumer Telemarketing Act of 1990, by or on behalf of the TRA, for which obligation we bind ourselves, our representatives, successors and assigns, each jointly and severally, firmly and unequivocally by these presents.

This bond shall become effective on the 25th day of April, 2005 and shall be continuous; provided, however, that each annual renewal period or portion thereof shall constitute a new bond term. Regardless of the number of years this bond may remain in force, the liability of the Surety shall not be cumulative, and the aggregate liability of the Surety for any and all claims, suits or actions under this bond shall not exceed Twenty Thousand Dollars (\$20,000 00). The Surety may cancel this bond by giving thirty (30) days written notice of such cancellation to the TRA and Principal by certified mail, it being understood that the Surety shall not be relieved of liability that may have accrued under this bond prior to the date of cancellation

PRINCIPAL

ETC Communications, LLC

Name of Company authorized by the TRA

Company ID # as assigned by TRA

SIGNATURE OF PRINCIPAL

B. Futch

Name: Roger Futch
Title: President/COO

SURETY

The Hanover Insurance Company

Name of Surety

440 Lincoln St., Worcester, MA 01653

Address of Surety

SIGNATURE OF SURETY AGENT

Anne Porter

Name: Anne Porter
Title: Attorney-in-Fact

Address of Surety Agent:

4401 Northside Parkway, Suite 400

Atlanta, GA 30327-3078

770-850-0050

THIS BOND IS ISSUED IN ACCORDANCE WITH THE PROVISIONS OF SECTION 125, CHAPTER 4, TITLE 65 OF THE TENNESSEE CODE ANNOTATED AS AMENDED BY CHAPTER NO. 586, 2000 PUBLIC ACTS. SHOULD THERE BE ANY CONFLICT WITH THE TERMS HEREOF AND THE STATUTE OR REGULATIONS PROMULGATED THEREUNDER, THE STATUTE OR REGULATIONS SHALL PREVAIL. (POWER OF ATTORNEY FROM AN APPROVED INSURANCE COMPANY MUST BE ATTACHED.)

ACKNOWLEDGMENT OF PRINCIPAL

STATE OF ~~TENNESSEE~~ Georgia
COUNTY OF Gilmer

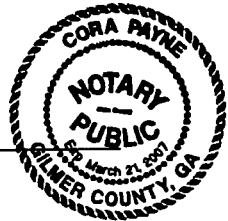
Before me, a Notary Public of the State and County aforesaid, personally appeared Roger Futch
with whom I am personally acquainted and who, upon oath, acknowledged himself to be the individual who executed the foregoing
bond on behalf of ETC Communications, LLC, and he acknowledged to me that he executed the same.

WITNESS my hand and seal this 25th day of April, 2005

My Commission Expires:

March 21, 2007

Cora Payne
Notary Public



ACKNOWLEDGMENT OF SURETY

STATE OF ~~TENNESSEE~~ Georgia
COUNTY OF Gilmer

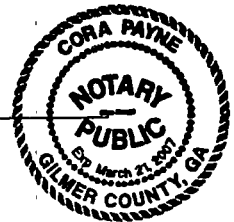
Before me, a Notary Public of the State and County aforesaid, personally appeared Anne Porter
with whom I am personally acquainted and who, upon oath, acknowledged himself to be the individual who executed the
foregoing bond on behalf of The Hanover Insurance Co., the within named Surety, a corporation licensed to do business in the
State of Tennessee and duly authorized by the Tennessee Commissioner of Insurance to engage in the surety business in this state
pursuant to Title 56, Chapter 2 of the Tennessee Code Annotated, and that he as such an individual being authorized to do so,
executed the foregoing bond, by signing the name of the corporation by himself and as such individual.

WITNESS my hand and seal this 25th day of April, 2005

My Commission Expires:

March 21, 2007

Cora Payne
Notary Public



APPROVAL AND INDORSEMENT

This is to certify that I have examined the foregoing bond and found the same to be sufficient and in conformity to law, that the
sureties on the same are good and worth the penalty thereof, and that the same has been filed with the Tennessee Regulatory
Authority, State of Tennessee, this _____ day of _____, 20____.

Name:
Title

THE HANOVER INSURANCE COMPANY
MASSACHUSETTS BAY INSURANCE COMPANY
CITIZENS INSURANCE COMPANY OF AMERICA

POWERS OF ATTORNEY
CERTIFIED COPY

KNOW ALL MEN BY THESE PRESENTS That THE HANOVER INSURANCE COMPANY and MASSACHUSETTS BAY INSURANCE COMPANY, both being corporations organized and existing under the laws of the State of New Hampshire, and CITIZENS INSURANCE COMPANY OF AMERICA, a corporation organized and existing under the laws of the State of Michigan, do hereby constitute and appoint

John C. Hamilton, Alex D. Haas, Joseph W. Hamilton III and/or Anne Porter

of Atlanta, GA and each is a true and lawful Attorney(s)-in-fact to sign, execute, seal, acknowledge and deliver for, and on its behalf, and as its act and deed any place within the United States, or, if the following line be filled in, only within the area therein designated

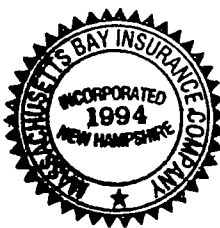
any and all bonds, recognizances, undertakings, contracts of indemnity or other writings obligatory in the nature thereof, as follows.
- Any such obligations in the United States, in any amount -

And said companies hereby ratify and confirm all and whatsoever said Attorney(s)-in-fact may lawfully do in the premises by virtue of these presents

These appointments are made under and by authority of the following Resolution passed by the Board of Directors of said Companies which resolutions are still in effect

"RESOLVED, That the President or any Vice President, in conjunction with any Assistant Vice President, be and they are hereby authorized and empowered to appoint Attorneys-in-fact of the Company, in its name and as its acts, to execute and acknowledge for and on its behalf as Surety any and all bonds, recognizances, contracts of indemnity, waivers of citation and all other writings obligatory in the nature thereof, with power to attach thereto the seal of the Company Any such writings so executed by such Attorneys-in-fact shall be as binding upon the Company as if they had been duly executed and acknowledged by the regularly elected officers of the Company in their own proper persons " (Adopted October 7, 1981 - The Hanover Insurance Company, Adopted April 14, 1982 - Massachusetts Bay Insurance Company; Adopted September 7, 2001 - Citizens Insurance Company of America)

IN WITNESS WHEREOF, THE HANOVER INSURANCE COMPANY, MASSACHUSETTS BAY INSURANCE COMPANY and CITIZENS INSURANCE COMPANY OF AMERICA have caused these presents to be sealed with their respective corporate seals, duly attested by a Vice President and an Assistant Vice President, this 1st day of September 2002 .



THE HANOVER INSURANCE COMPANY
MASSACHUSETTS BAY INSURANCE COMPANY
CITIZENS INSURANCE COMPANY OF AMERICA

Richard M. Van Steenburgh
Richard M. Van Steenburgh, Vice President
Ronald Ritland
Ronald Ritland, Assistant Vice President

THE COMMONWEALTH OF MASSACHUSETTS
COUNTY OF WORCESTER

) ss.

On this 1st day of September 2002 before me came the above named Vice President and Assistant Vice President of The Hanover Insurance Company, Massachusetts Bay Insurance Company and Citizens Insurance Company of America, to me personally known to be the individuals and officers described herein, and acknowledged that the seals affixed to the preceding instrument are the corporate seals of The Hanover Insurance Company, Massachusetts Bay Insurance Company and Citizens Insurance Company of America, respectively, and that the said corporate seals and their signatures as officers were duly affixed and subscribed to said instrument by the authority and direction of said Corporations

(Seal)



Barbara A. Garlick
Barbara A. Garlick, Notary Public
My Commission Expires November 26, 2004

I, the undersigned Assistant Vice President of The Hanover Insurance Company, Massachusetts Bay Insurance Company and Citizens Insurance Company of America, hereby certify that the above and foregoing is a full, true and correct copy of the Original Power of Attorney issued by said Companies, and do hereby further certify that the said Powers of Attorney are still in force and effect

This Certificate may be signed by facsimile under and by authority of the following resolution of the Board of Directors of The Hanover Insurance Company, Massachusetts Bay Insurance Company and Citizens Insurance Company of America

"RESOLVED, That any and all Powers of Attorney and Certified Copies of such Powers of Attorney and certification in respect thereto, granted and executed by the President or any Vice President in conjunction with any Assistant Vice President of the Company, shall be binding on the Company to the same extent as if all signatures therein were manually affixed, even though one or more of any such signatures thereon may be facsimile." (Adopted October 7, 1981 - The Hanover Insurance Company, Adopted April 14, 1982 - Massachusetts Bay Insurance Company, Adopted September 7, 2001 - Citizens Insurance Company of America)

GIVEN under my hand and the seals of said Companies, at Worcester, Massachusetts, this 25 day of April 2005

THE HANOVER INSURANCE COMPANY
MASSACHUSETTS BAY INSURANCE COMPANY
CITIZENS INSURANCE COMPANY OF AMERICA

Charles T. Wells
Charles T. Wells, Assistant Vice President

EXHIBIT 9

(Corresponding to Application Section V)

**Small and Minority-Owned
Telecommunications Business Participation Plan**

**SMALL and MINORITY-OWNED TELECOMMUNICATIONS
BUSINESS PARTICIPATION PLAN**

Pursuant to TCA § 65-5-112, as amended, ETC Communications, LLC (“ETC” or the “Company”) submits this Small and Minority-Owned Telecommunications Business Participation Plan (the “Plan”) with its Application for a Certificate of Public Convenience and Necessity to provide Competitive Local Exchange Telephone Services.

PURPOSE

The purpose of § 65-5-112 is to provide opportunities for small and minority-owned businesses to provide goods and services to Telecommunications service providers. ETC recognizes the goals of § 65-5-112 and will take steps intended to support the participation of small and minority-owned Telecommunications businesses in the Telecommunications industry. ETC will endeavor to provide opportunities for small and minority-owned Telecommunications businesses to compete for contracts and sub-contracts for goods and services. As part of its procurement process, ETC will make efforts to identify and inform minority-owned and small businesses that are qualified and capable of providing goods and services to ETC of such opportunities. Toward this end, ETC’s representatives have already contacted the Department of Economic and Community Development, the administrator of the small and minority-owned Telecommunications assistance program, to obtain a list of qualified vendors. Moreover, ETC will seek to increase awareness of such opportunities so that companies not otherwise identified will have sufficient information to participate in the procurement process.

DEFINITIONS

As defined by § 65-5-112:

Minority Owned Business. Minority-owned business shall mean a business which is solely owned, or at least fifty-one percent (51%) of the assets or outstanding stock of which is owned, by an individual who personally manages and controls daily operations of such business, and who is impeded from normal entry into the economic mainstream because of race, religion, sex, or national origin and such business has annual gross receipts of less than four million dollars (\$4,000,000).

Small Business. Small Business shall mean a business with annual gross receipts of less than four million dollars (\$4,000,000).

ADMINISTRATION

ETC's Plan will be overseen and administered by the individual named below, hereinafter referred to as the Administrator, who will be responsible for carrying out and promoting ETC's full efforts to provide equal opportunities for small and minority-owned businesses. The Administrator of the Plan will be:

Cora M. Payne

The Administrator's responsibilities will include:

1. Maintaining an updated plan in full compliance with § 65-5-112 and the rules and orders of the Tennessee Regulatory Authority.
2. Establishing and developing policies and procedures necessary for the successful implementation of the Plan
3. Preparing and submitting such forms as may be required by the Tennessee Regulatory Authority, including the filing of required annual updates.
4. Serving as the primary liaison to and cooperating with the Tennessee Regulatory Authority, other agencies of the State of Tennessee, and small and minority-

owned businesses to locate and use qualified small and minority-owned businesses as defined in § 65-5-112.

5. Searching for and developing opportunities to use small and minority-owned businesses and encouraging such businesses to participate in and bid on contracts and subcontracts.
6. Providing records and reports and cooperate in any authorized surveys as required by the Tennessee Regulatory Authority.
7. Establishing a record-keeping system to track qualified small and minority-owned businesses and efforts to use such businesses.
8. Providing information and educational activities to persons within ETC and training such persons to seek out, encourage, and promote the use of small and minority-owned businesses.

In performance of these duties, the Administrator will utilize a number of resources, including:

Chambers of Commerce
The Tennessee Department of Economic and Community Development
The United States Department of Commerce
 Small Business Administration
 Office of Minority Business
The National Minority Supplier Development Counsel
The National Association of Women Business Owners
The National Association of Minority Contractors
Historically Black Colleges, Universities, and Minority Institutions

The efforts to promote and ensure equal opportunities for small and minority-owned businesses are primarily spelled out in the Administrator's duties above. Additional efforts to provide opportunities to small and minority-owned businesses will include offering, where appropriate and feasible, small and minority-owned businesses assistance with technical, insurance, bonding, licensing, production, and deadline requirements.

RECORDS and COMPLIANCE REPORTS

ETC will retain records of qualified small and minority-owned businesses and efforts to use the goods and services of such businesses. In addition, ETC will maintain

records of educational and training activities conducted or attended and of the internal procurement procedures adopted to support this Plan.

ETC will submit records and reports required by the Tennessee Regulatory Authority concerning the Plan. Moreover, ETC will cooperate fully with any surveys and studies required by the Tennessee Regulatory Authority.

ETC Communications, LLC

By: Cora M. Payne
Cora M. Payne
Secretary, ETC

DATED: 4/19/05

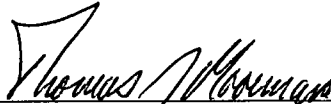
EXHIBIT 10

(Corresponding to Application Section VI)

**Notice of Application and Intent to Operate Geographically
to Incumbent Local Exchange Telephone Companies**

CERTIFICATE OF SERVICE

I hereby certify that notice of the foregoing Application as set forth in Exhibit 10 to this Application has been served by U.S. Mail postage pre-paid on the TRA certified incumbent local exchange carriers operating in the State of Tennessee and the Consumer Advocate and Protection Division of the Office of the Attorney General as listed on the attached service list, on the 27 day of April 2005.

A handwritten signature in black ink, appearing to read "Thomas J. Moorman", is written over a horizontal line.

Thomas J. Moorman
Counsel to ETC Communications, LLC

SERVICE LIST

ARDMORE TELEPHONE COMPANY, INC.

P.O. Box 549
517 Ardmore Avenue
Ardmore, TN 38449

BELLSOUTH

333 Commerce Street
Nashville, TN 37201-3300

CENTURY TELEPHONE OF ADAMSVILLE

P.O. Box 405
116 N. Oak Street
Adamsville, TN 38310

CENTURY TELEPHONE OF CLAIBORNE

P.O. Box 100
507 Main Street
New Tazewell, TN 37825

CENTURY TELEPHONE OF OOLTEWAH-COLLEGEDALE, INC.

P.O. Box 782
5616 Main Street
Ooltewah, TN 37363

CITIZENS COMMUNICATIONS COMPANY OF TENNESSEE

P.O. Box 770
300 Bland Street
Bluefield, WV 24701

FRONTIER COMMUNICATIONS OF AMERICA

250 South Franklin Street
P.O. Box 689
Cookeville, Tennessee 38501

LORETTO TELEPHONE COMPANY, INC.

P.O. Box 130
Loretto, TN 38469

MILLINGTON TELEPHONE COMPANY, INC.

P.O. Box 429
4880 Navy Road
Millington, TN 38083-0429

SPRINT-UNITED
112 Sixth Street
Bristol, TN 37620

TDS TELECOM-CONCORD TELEPHONE EXCHANGE, INC
P.O. Box 22610
701 Concord Road
Knoxville, TN 37933-0610

TDS TELECOM-HUMPHREYS COUNTY TELEPHONE COMPANY
P.O. Box 552
203 Long Street
New Johnsonville, TN 37134-0552

TDS TELECOM-TELLICO TELEPHONE COMPANY, INC.
P.O. Box 9
102 Spence Street
Tellico Plains, TN 37385-0009

TDS TELECOM-TENNESSEE TELEPHONE COMPANY
P.O. Box 18139
Knoxville, TN 37928-2139

TEC-CROCKETT TELEPHONE COMPANY, INC.
P.O. Box 7
Friendship, TN 38034

TEC-PEOPLE'S TELEPHONE COMPANY, INC.
P.O. Box 310
Erin, TN 37061

TEC-WEST TENNESSEE TELEPHONE COMPANY, INC.
P.O. Box 10
244 E. Main Street
Bradford, TN 38316

UNITED TELEPHONE COMPANY
P.O. Box 38
120 Taylor Street
Chapel Hill, TN 37034

CONSUMER ADVOCATE AND PROTECTION DIVISION
OFFICE OF THE TENNESSEE ATTORNEY GENERAL & REPORTER
425 Fifth Avenue North
Nashville, Tennessee 37202-0207
Attention: Russell Perkins, Esq.

K R A S K I N, M O O R M A N & C O S S O N, L L C
ATTORNEYS AT LAW
TELECOMMUNICATIONS MANAGEMENT CONSULTANTS

2120 L Street, N W., Suite 520
Washington, D C. 20037

Telephone (202) 296-8890
Telecopier (202) 296-8893

April 27, 2005

VIA US MAIL

ARDMORE TELEPHONE COMPANY, INC.
P.O. Box 549
517 Ardmore Avenue
Ardmore, TN 38449

**RE: APPLICATION OF ETC COMMUNICATIONS, LLC, FOR
A CERTIFICATE TO PROVIDE FACILITIES-BASED and
RESOLD COMPETITIVE LOCAL and INTEREXCHANGE
TELECOMMUNICATIONS SERVICES WITHIN THE
STATE OF TENNESSEE**

Dear Madam/Sir:

Please be advised that on this date ETC Communications, LLC, filed with the Tennessee Regulatory Authority an Application for a Certificate to Provide Facilities-Based and Resold Competitive Local and Interexchange Telecommunications Services Within the State of Tennessee.

The undersigned may be contacted should you have any questions or require additional information.

Sincerely,

A handwritten signature in black ink, appearing to read "Joshua H. Seidemann".

Joshua H. Seidemann

Counsel to ETC Communications, LLC

cc: Service List

K R A S K I N, M O O R M A N & C O S S O N, L L C
ATTORNEYS AT LAW
TELECOMMUNICATIONS MANAGEMENT CONSULTANTS

2120 L Street, N W., Suite 520
Washington, D.C. 20037

Telephone (202) 296-8890
Telecopier (202) 296-8893

April 27, 2005

VIA US MAIL
BELLSOUTH
333 Commerce Street
Nashville, TN 37201-3300


**RE: APPLICATION OF ETC COMMUNICATIONS, LLC, FOR
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Sincerely,


Joshua H. Seidemann

Counsel to ETC Communications, LLC

cc: Service List

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ATTORNEYS AT LAW
TELECOMMUNICATIONS MANAGEMENT CONSULTANTS

2120 L Street, N.W., Suite 520
Washington, D.C 20037

Telephone (202) 296-8890
Telecopier (202) 296-8893

April 27, 2005

VIA US MAIL

CENTURY TELEPHONE OF ADAMSVILLE
P.O. Box 405
116 N. Oak Street
Adamsville, TN 38310

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The undersigned may be contacted should you have any questions or require additional information.

Sincerely,



Joshua H. Seidemann
Counsel to ETC Communications, LLC

cc: Service List

K R A S K I N, M O O R M A N & C O S S O N, L L C
ATTORNEYS AT LAW
TELECOMMUNICATIONS MANAGEMENT CONSULTANTS

2120 L Street, N.W , Suite 520
Washington, D.C. 20037

Telephone (202) 296-8890
Telecopier (202) 296-8893

April 27, 2005

VIA US MAIL
CENTURY TELEPHONE OF CLAIBORNE
P.O. Box 100
507 Main Street
New Tazewell, TN 37825

**RE: APPLICATION OF ETC COMMUNICATIONS, LLC, FOR
A CERTIFICATE TO PROVIDE FACILITIES-BASED and
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The undersigned may be contacted should you have any questions or require additional information.

Sincerely,

A handwritten signature in black ink, appearing to read "Joshua H. Seidemann".

Joshua H. Seidemann

Counsel to ETC Communications, LLC

cc: Service List

K R A S K I N, M O O R M A N & C O S S O N, L L C
ATTORNEYS AT LAW
TELECOMMUNICATIONS MANAGEMENT CONSULTANTS

2120 L Street, N.W., Suite 520
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April 27, 2005

VIA US MAIL

CENTURY TELEPHONE OF OOLTEWAH-COLLEGEDALE, INC.
P.O. Box 782
5616 Main Street
Ooltewah, TN 37363

**RE: APPLICATION OF ETC COMMUNICATIONS, LLC, FOR
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Sincerely,

A handwritten signature in black ink, reading "Joshua H. Seidemann (Hm)".

Joshua H. Seidemann
Counsel to ETC Communications, LLC

cc: Service List

K R A S K I N, M O O R M A N & C O S S O N, L L C
ATTORNEYS AT LAW
TELECOMMUNICATIONS MANAGEMENT CONSULTANTS

2120 L Street, N.W , Suite 520
Washington, D.C. 20037

Telephone (202) 296-8890
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April 27, 2005

VIA US MAIL

CITIZENS COMMUNICATIONS COMPANY OF TENNESSEE
P.O. Box 770
300 Bland Street
Bluefield, WV 24701

**RE: APPLICATION OF ETC COMMUNICATIONS, LLC, FOR
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The undersigned may be contacted should you have any questions or require additional information.

Sincerely,

A handwritten signature in cursive script that reads "Joshua H. Seidemann (JH)".

Joshua H. Seidemann
Counsel to ETC Communications, LLC

cc: Service List

K R A S K I N, M O O R M A N & C O S S O N, L L C
ATTORNEYS AT LAW
TELECOMMUNICATIONS MANAGEMENT CONSULTANTS

2120 L Street, N.W., Suite 520
Washington, D.C. 20037

Telephone (202) 296-8890
Telecopier (202) 296-8893

April 27, 2005

VIA US MAIL

FRONTIER COMMUNICATIONS OF AMERICA
250 South Franklin Street
P.O. Box 689
Cookeville, Tennessee 38501


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Sincerely,


Joshua H. Seidemann
Counsel to ETC Communications, LLC

cc: Service List

K R A S K I N, M O O R M A N & C O S S O N, L L C
ATTORNEYS AT LAW
TELECOMMUNICATIONS MANAGEMENT CONSULTANTS

2120 L Street, N W., Suite 520
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Telephone (202) 296-8890
Telecopier (202) 296-8893

April 27, 2005

VIA US MAIL

LORETTO TELEPHONE COMPANY, INC.
P.O. Box 130
Loretto, TN 38469


**RE: APPLICATION OF ETC COMMUNICATIONS, LLC, FOR
A CERTIFICATE TO PROVIDE FACILITIES-BASED and
RESOLD COMPETITIVE LOCAL and INTEREXCHANGE
TELECOMMUNICATIONS SERVICES WITHIN THE
STATE OF TENNESSEE**

Dear Madam/Sir:

Please be advised that on this date ETC Communications, LLC, filed with the Tennessee Regulatory Authority an Application for a Certificate to Provide Facilities-Based and Resold Competitive Local and Interexchange Telecommunications Services Within the State of Tennessee.

The undersigned may be contacted should you have any questions or require additional information.

Sincerely,



Joshua H. Seidemann
Counsel to ETC Communications, LLC

cc: Service List

K R A S K I N, M O O R M A N & C O S S O N, L L C
ATTORNEYS AT LAW
TELECOMMUNICATIONS MANAGEMENT CONSULTANTS

2120 L Street, N.W , Suite 520
Washington, D.C. 20037

Telephone (202) 296-8890
Telecopier (202) 296-8893

April 27, 2005

VIA US MAIL

MILLINGTON TELEPHONE COMPANY, INC.
P.O. Box 429
4880 Navy Road
Millington, TN 38083-0429

**RE: APPLICATION OF ETC COMMUNICATIONS, LLC, FOR A
CERTIFICATE TO PROVIDE FACILITIES-BASED and RESOLD
COMPETITIVE LOCAL and INTEREXCHANGE
TELECOMMUNICATIONS SERVICES WITHIN THE STATE OF
TENNESSEE**

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Counsel to ETC Communications, LLC

cc: Service List

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2120 L Street, N.W., Suite 520
Washington, D.C. 20037

Telephone (202) 296-8890
Telecopier (202) 296-8893

April 27, 2005

VIA US MAIL
SPRINT-UNITED
112 Sixth Street
Bristol, TN 37620


**RE: APPLICATION OF ETC COMMUNICATIONS, LLC, FOR
A CERTIFICATE TO PROVIDE FACILITIES-BASED and
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Counsel to ETC Communications, LLC

cc: Service List

KRASKIN, MOORMAN & COSSON, LLC
ATTORNEYS AT LAW
TELECOMMUNICATIONS MANAGEMENT CONSULTANTS

2120 L Street, N.W., Suite 520
Washington, D.C. 20037

Telephone (202) 296-8890
Telecopier (202) 296-8893

April 27, 2005

VIA US MAIL

TDS TELECOM-CONCORD TELEPHONE EXCHANGE, INC.
P.O. Box 22610
701 Concord Road
Knoxville, TN 37933-0610

**RE: APPLICATION OF ETC COMMUNICATIONS, LLC, FOR
A CERTIFICATE TO PROVIDE FACILITIES-BASED and
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Sincerely,

A handwritten signature in black ink, appearing to read "Joshua H. Seidemann".

Joshua H. Seidemann
Counsel to ETC Communications, LLC

cc: Service List

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TELECOMMUNICATIONS MANAGEMENT CONSULTANTS

2120 L Street, N.W., Suite 520
Washington, D.C. 20037

Telephone (202) 296-8890
Telecopier (202) 296-8893

April 27, 2005

VIA US MAIL

TDS TELECOM-HUMPHREYS COUNTY TELEPHONE COMPANY
P.O. Box 552
203 Long Street
New Johnsonville, TN 37134-0552

**RE: APPLICATION OF ETC COMMUNICATIONS, LLC, FOR
A CERTIFICATE TO PROVIDE FACILITIES-BASED and
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A handwritten signature in black ink, appearing to read "Joshua H. Seidemann (Hm)".

Joshua H. Seidemann
Counsel to ETC Communications, LLC

cc: Service List

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2120 L Street, N.W., Suite 520
Washington, D C. 20037

Telephone (202) 296-8890
Telecopier (202) 296-8893

April 27, 2005

VIA US MAIL

TDS TELECOM-TELLICO TELEPHONE COMPANY, INC.
P.O. Box 9
102 Spence Street
Tellico Plains, TN 37385-0009

**RE: APPLICATION OF ETC COMMUNICATIONS, LLC,
FOR A CERTIFICATE TO PROVIDE FACILITIES-
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2120 L Street, N.W., Suite 520
Washington, D.C. 20037

Telephone (202) 296-8890
Telecopier (202) 296-8893

April 27, 2005

VIA US MAIL

TDS TELECOM-TENNESSEE TELEPHONE COMPANY
P.O. Box 18139
Knoxville, TN 37928-2139

**RE: APPLICATION OF ETC COMMUNICATIONS, LLC, FOR
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Joshua H. Seidemann
Counsel to ETC Communications, LLC

cc: Service List

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ATTORNEYS AT LAW
TELECOMMUNICATIONS MANAGEMENT CONSULTANTS

2120 L Street, N.W., Suite 520
Washington, D.C. 20037

Telephone (202) 296-8890
Telecopier (202) 296-8893

April 27, 2005

VIA US MAIL
TEC-CROCKETT TELEPHONE COMPANY, INC.
P.O. Box 7
Friendship, TN 38034

**RE: APPLICATION OF ETC COMMUNICATIONS, LLC, FOR
A CERTIFICATE TO PROVIDE FACILITIES-BASED and
RESOLD COMPETITIVE LOCAL and INTEREXCHANGE
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Joshua H. Seidemann

Counsel to ETC Communications, LLC

cc: Service List

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TELECOMMUNICATIONS MANAGEMENT CONSULTANTS

2120 L Street, N W , Suite 520
Washington, D.C. 20037

Telephone (202) 296-8890
Telecopier (202) 296-8893

April 27, 2005

VIA US MAIL
TEC-PEOPLE'S TELEPHONE COMPANY, INC.
P.O. Box 310
Erin, TN 37061

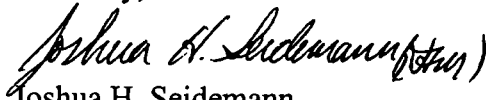
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Joshua H. Seidemann
Counsel to ETC Communications, LLC

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ATTORNEYS AT LAW
TELECOMMUNICATIONS MANAGEMENT CONSULTANTS

2120 L Street, N.W., Suite 520
Washington, D.C. 20037

Telephone (202) 296-8890
Telecopier (202) 296-8893

April 27, 2005

VIA US MAIL

TEC-WEST TENNESSEE TELEPHONE COMPANY, INC.
P.O. Box 10
244 E. Main Street
Bradford, TN 38316

**RE: APPLICATION OF ETC COMMUNICATIONS, LLC, FOR A
CERTIFICATE TO PROVIDE FACILITIES-BASED and RESOLD
COMPETITIVE LOCAL and INTEREXCHANGE
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Sincerely,



Joshua H. Seidemann
Counsel to ETC Communications, LLC

cc: Service List

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ATTORNEYS AT LAW
TELECOMMUNICATIONS MANAGEMENT CONSULTANTS

2120 L Street, N.W., Suite 520
Washington, D.C. 20037

Telephone (202) 296-8890
Telecopier (202) 296-8893

April 27, 2005

VIA US MAIL
UNITED TELEPHONE COMPANY
P.O. Box 38
120 Taylor Street
Chapel Hill, TN 37034


**RE: APPLICATION OF ETC COMMUNICATIONS, LLC, FOR A
CERTIFICATE TO PROVIDE FACILITIES-BASED and RESOLD
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Joshua H. Seidemann
Counsel to ETC Communications, LLC

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2120 L Street, N.W., Suite 520
Washington, D.C. 20037

Telephone (202) 296-8890
Telecopier (202) 296-8893

April 27, 2005

VIA US MAIL

Russell Perkins, Esq.
Consumer Advocate and Protection Division
Office of the Tennessee Attorney General & Reporter
425 Fifth Avenue North
Nashville, Tennessee 37202-0207


**RE: APPLICATION OF ETC COMMUNICATIONS, LLC, FOR
A CERTIFICATE TO PROVIDE FACILITIES-BASED and
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Dear Mr. Perkins:

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Joshua H. Seidemann
Counsel to ETC Communications, LLC

cc: Service List

EXHIBIT 11

(Corresponding to Application Section VII)

Toll Dialing Parity Plan

**TOLL DIALING PARITY PLAN OF ETC COMMUNICATIONS, LLC
AS SUBMITTED FOR APPROVAL TO THE
TENNESSEE REGULATORY AUTHORITY**

INTRODUCTION and PURPOSE

ETC Communications, LLC, ("ETC") describes herein its plan for compliance with intraLATA toll dialing parity in the State of Tennessee. The intent of this Plan is to describe the procedures that will ensure customers' ability to select the participating telecommunications carrier of their choice for routing their intraLATA toll calls.

Section 251(b) of the Federal Telecommunications Act of 1934, as amended, requires every Local Exchange Carrier ("LEC") to provide "dialing parity." 47 USC § 251(b). Federal Communications Commission ("FCC") regulations require each LEC to file a toll dialing plan in every state in which that LEC provides service. 47 CFR § 51.213(a). The plan must include, at a minimum, the following information: an explanation of how the LEC will offer intraLATA toll dialing parity in each exchange in the state in which the LEC operates; a proposed time schedule for implementation; a proposal for timely notification to the LEC's subscribers and a description of the methods that it will employ in order to enable its customers to select an intraLATA toll provider; and, a LEC that is not a Bell Operating Company (BOC) shall also identify the LATA with which it will identify for purposes of providing intraLATA and interLATA toll dialing parity. *See* 47 CFR 51.213(b). FCC regulations also require that customers be able to subscribe to a different carrier for intraLATA and interLATA traffic, prohibit automatic assignment of a customer's intraLATA toll traffic to any carrier, and recommend a plan for the recovery of any incremental costs associated with providing toll dialing parity. *See* 47 CFR §§ 51.209(b),(c), 51.215.

IntraLATA dialing parity is intended to provide telephone subscribers with the ability to select a primary inter-exchange carrier ("PIC") for both interLATA and intraLATA telephone services, and to place calls using the services of a PIC via 1+ dialing. Dialing parity ensures that a customer can select one carrier as the intraLATA PIC, and another carrier as the interLATA PIC, and place phone calls through each carrier via 1+ dialing. If the customer wishes to complete a call using a carrier other than his subscribed carrier, then a separate access code must be used.

1. **Proposed Implementation Date:** ETC will offer intraLATA toll dialing parity as part of its regular service. Implementation will be coincident with commencement of service in Tennessee, and the implementation date for each exchange will be the same as the date on which end-user service in that exchange commences.
2. **List of Exchanges in Which Toll Dialing Parity Will be Offered:** ETC will offer intraLATA toll dialing parity in all of the exchanges in which it provides service.
3. **Method by Which New and Existing Customers Will be Able to Select Alternative**

Providers of Telephone Service: ETC will utilize the full 2-PIC carrier selection methodology. With the full 2-PIC methodology, customers will be able to subscribe to one telecommunications carrier for intraLATA toll calls and subscribe to the same or a different participating telecommunications carrier for all interLATA toll calls.

Customers will be assessed a PIC change charge for changing their intraLATA carrier. The level of the charge has not yet been determined, but ETC does not intend to exceed \$5.50, pursuant to the FCC's revisions to its PIC change charge regulations, announced February 10, 2005. *See* FCC 05-32. ETC's PIC change charge will be set forth in its tariff.

4. **Processes by Which ETC Will Accomplish IntraLATA Toll Dialing Parity by Means Other than Automatically Assigning Toll Customers to Itself or Any Other Carrier:** ETC employees who communicate with the public, accept customer orders, and serve in customer service capacities will be trained to explain to customers the process for selecting a PIC or PICs. Business Office personnel and the Customer Account Records system will be prepared to make changes in customer records based upon requests from customers or carriers, and will direct customers to their chosen intraLATA carriers. Processes will be in place to provide new customers with an opportunity to choose their intraLATA toll carrier from a list of available carriers.

Customers who do not make an affirmative choice for an intraLATA toll carrier will be notified that they will not be automatically defaulted to a carrier and will be required to dial an access code to place intraLATA toll calls until they make an affirmative choice for an intraLATA toll carrier. The same will apply to selection of an interLATA toll carrier.

5. **Description of PIC Method to Be Used:** ETC will ensure that each end office switch utilized by ETC in the provision of its services will be equipped with the capability of allowing each end user subscriber to select "no-PIC" as a valid intraLATA subscription selection. Customers selecting "no-PIC" as the subscribed carrier will not be able to make intraLATA tolls on a 1+ or 0+ dialed basis, but will rather need to dial an access code (i.e., 10-10-XXX) each time he or she makes an intraLATA call.
6. **Customer Education Procedures:** ETC customer contact representatives will be provided discussion guidelines that will provide a new customer with the following information:
 - (a) Inform the customer that a choice of intraLATA toll providers is available to him or her.
 - (b) Offer to read the customer a list of available carriers in competitively neutral manner.

- (c) Advise the customer that various carriers provide intraLATA toll service.

The list of intraLATA and interLATA toll providers will be read in a competitively neutral manner of alphabetical order. ETC will be included in the list to the extent that it has requisite authority to provide service.

7. **Identification of LATA with Which ETC Proposes to Associate:** Chattanooga
8. **Statement of PIC Charge Waiver Period Information:** New customers will be permitted to select intraLATA and interLATA provider(s) at no charge. A customer choosing "no PIC" when ordering service will be permitted to select intraLATA or interLATA provider(s) at later date without charge, as specified in the ETC Tariff.[Specify the waiver period. If not decided at this time, indicate that it will be in the tariff.] A customer seeking to change an intraLATA or interLATA toll provider will be subject to a PIC change charge in accordance with the standards set forth in Section 3, above.
9. **Anti-Slamming Procedures:** A charge will be established for unauthorized PIC changes submitted by carriers to ETC for end-user customers (slamming). Additionally, customers will be advised when selecting a PIC to review each bill to ensure that their selected PIC is providing service, and to contact their long-distance carrier should any questions arise. Subscribers will be advised to be aware that sudden increases in charges, where usage has not increased in a corresponding manner, could be the result of an unauthorized change of provider.

ETC shall comply with TRA Rule 1220-4-2-.56 "Verification of Orders for Changes by Local and Long Distance Telecommunications Carriers." In addition, ETC will institute policies and practices consistent with the obligations set forth in TRA Rules 1220-4-2-.56 which require other Local Exchange Carriers to file tariffs regarding preferred carrier freezes.

10. **Non-Discriminatory Access to Telephone Numbers, Operator Services, Directory Assistance, and Directory Listings:** ETC is not aware of any unique industry standard for access to Operator Services and Directory Assistance applicable to intraLATA services. For Operator Services, customers dial "0" to reach their local exchange operator and "00" to reach their interLATA operator. For Directory Assistance, customers dial "1-411" for accessing the local exchange Directory Assistance and dial "1-NPA-555-1212" for accessing their interLATA carrier's Directory Assistance.

11. **Statement of Intent to Comply with Federal and Tennessee Regulations:** ETC shall comply with all State and Federal rules related to the implementation of toll dialing parity.

Executed as of the 19 day of April 2005

R Futch

Roger Futch
President and Chief Operating Officer
ETC Communications, LLC

EXHIBIT 12

(Corresponding to Application Section VIII)

Prefiled Testimony of Roger Futch

**BEFORE THE
TENNESSEE REGULATORY AUTHORITY
NASHVILLE, TENNESSEE**

**APPLICATION OF)
ETC COMMUNICATIONS, L.L.C.)
FOR A CERTIFICATE TO PROVIDE)
COMPETITIVE LOCAL EXCHANGE)
TELECOMMUNICATIONS)
SERVICES WITHIN THE STATE OF)
TENNESSEE)**

PRE-FILED TESTIMONY OF ROGER FUTCH

1 Q: Please state your full name and business address

2
3 A: My name is Roger E. Futch. My business address is 224 Dalton Street, P.O. Box
4 0, Ellijay, Georgia, 30540.

5
6 Q: Upon whose behalf are you testifying today?

7
8 A: I am testifying on behalf of ETC Communications, which I will refer to as either
9 "ETC" or the "Company" throughout my testimony.

10
11 Q: In what capacity are you testifying?

12
13 A: I am testifying as President and Chief Operating Officer of ETC, and my
14 testimony is in support of ETC's Application for a Certificate of Authority to
15 Provide Competitive Local Exchange Telephone Service.

16
17 Q: Are all statements in the Application true and correct to the best of your
18 knowledge, information and belief?

19
20 A: Yes.

21
22 Q: Please describe the current corporate structure of ETC.

23
24 A: ETC is a Georgia Limited Liability Company. ETC's sole member, or owner, is
25 Ellijay Telephone Company, a Georgia local exchange company. ETC is a
26 member-managed limited liability company, meaning its Member conducts
27 ETC's business and operations, and decides which matter may come before ETC.

28
29 The Member has appointed a "management team" to perform all activities and/or
30 functions as the Member may deem necessary or appropriate in connection with
31 ETC's business. The activities of these individuals are subject to the ultimate
32 authority and control of ETC's sole Member, Ellijay Telephone Company. There
33 are currently five individuals who oversee the daily affairs of ETC. I serve as
34 President and Chief Operating Officer; John M. Harrison serves as Secretary and
35 Treasurer; Douglas P. Harrison serves as Vice-President; Marianne H. Bowman
36 serves as Vice-President; and, Cora Payne serves as Assistant Secretary.

37
38 Q: Please describe your business experience and educational background.

39
40 A: I have been with ETC since the Company's inception in 1997. Concurrently and
41 prior to that date, I have been associated with Ellijay Telephone Company of
42 Ellijay, Georgia, since 1968. I commenced my association with Ellijay
43 Telephone Company in 1968 as Switching Coordinator, and from 1982-1998
44 served as Network Manager. In 1998, I was named Executive Vice-
45 President/Chief Operating Officer. I have been the President and Chief Operating
46 Officer of ETC Communications since its inception in 1997. I have three years

1 experience with AT&T, and have completed various technical and business
2 courses relating to telephony and management. I am currently serving as Second
3 Vice President of the Georgia Telephone Association and have served on various
4 committees of that Association in the past. I was also a Director and Member of
5 the Executive Committee of the Georgia and Savannah Independent PCS
6 Corporation. I oversee ETC's day-to-day operations in Georgia, including being
7 primarily responsible for all network deployment, interconnection, and inter-
8 provider service arrangements. I intend to take a similar role for ETC's planned
9 operations in Tennessee.

10
11 Q: Please describe your duties.

12
13 A: As President and Chief Operating Officer for ETC, I am responsible for the
14 ultimate oversight of the day-to-day operations of the telecommunications
15 business, including network development and deployment, planning, marketing,
16 customer service and relations, and all matters that are related to those areas. In
17 those regards I work with my staff to establish ETC goals, both technical, in
18 terms of how we build out our network and offer service, and consumer-related,
19 in terms of how we meet the needs of our customers and serve them well on a
20 daily on-going basis. We implement these goals by employing the skills of our
21 in-house staff, or by contracting with other professionals to provide the services
22 necessary to maintain service quality and customer satisfaction. My experience
23 with ETC, Ellijay Telephone Company, AT&T, as well as my formal educational
24 training and the assistance of trained associates, enables me to fulfill these duties.

25
26 Q: Does ETC possess the requisite managerial and technical abilities to provide the
27 services for which it has applied for authority?

28
29 A: Yes. Each of the members of the "management team" has the requisite
30 experience to ensure that ETC can implement network facilities and provide
31 competitive local exchange telephone service in the State of Tennessee. Each of
32 these individuals brings distinct capabilities that, collectively, provides ETC and
33 me in particular, and ETC, a wealth of experience in addressing network
34 planning, deployment, and operations, as well as all matters related to customer
35 service including enrollment and account management. Accordingly, ETC has
36 the requisite technical and business expertise to provide its customers with
37 telecommunications services in a sound and efficient manner. Biographies of the
38 members of the Management Committee, setting forth their relevant respective
39 educational and technical experience, are provided at Exhibit 4, corresponding to
40 Section II, of the Application.

41
42 Q: Does ETC possess the requisite financial ability to provide the services for which
43 it has applied for authority?

44
45 A: Yes. ETC's financial information has been filed as several Attachments to
46 Application with the TRA under seal. That documentation provides information

1 regarding ETC's assets and liabilities and general cash flow data. Further, there
2 are no loans or debts that are not evidenced on the Application, except for
3 payables that ETC has incurred in the ordinary course of business.
4

5 ETC's ability to continue as a going concern stems from the fact that it has been
6 operating as a certificated provider of telecommunications services in the State of
7 Georgia since 1998. ETC's operations in Georgia demonstrate its ability be an
8 effective competitor while meeting its financial obligations arising from its
9 operations. I fully expect that ETC will continue that track record in Tennessee,
10 separate and apart from its ability to secure debt and other financing needs that
11 may arise.
12

13 ETC would be pleased to provide additional credit information about itself if the
14 TRA deems it necessary.
15

16 Q: What services will ETC offer?
17

18 A: ETC intends to offer local exchange telephone service, which shall include:
19 access to 911 and E911; white pages directory listings and directory assistance;
20 consumer access to and support for the Tennessee Relay Center in the same
21 manner as incumbent local exchange telephone companies; free blocking service
22 for 900, 976 type services, in accordance with TRA policy; Lifeline and Link-Up
23 services to qualifying citizens; and, educational discounts in existence as of June
24 6, 1995, pursuant to Rule 1220-4-8-.04.
25

26 Q: What is the proposed service area of ETC?
27

28 A: ETC seeks authority to provide service throughout the state of Tennessee.
29 Initially, ETC will provide service in Polk County.
30

31 Q: Does ETC plan to offer local exchange telecommunications services in areas
32 served by any incumbent local exchange telephone company with fewer than
33 100,000 total access lines?
34

35 A. Not initially, however, in the future ETC may provide service in these areas
36 consistent with state and federal law.
37

38 Q: Does ETC intend to comply with all TRA rules, statutes, and orders pertaining to
39 the provision of telecommunications services in Tennessee, including those for
40 disconnection and reconnection of service?
41

42 A. Yes. ETC intends to comply with all Tennessee Regulatory Authority Rules and
43 Orders, and all Tennessee statutes, including, but not limited to, those governing
44 the provision of telephone service, as set forth in TRA Rules Chapters 1220-4-2
45 and 1220-4-8.
46

1 Q: Will ETC maintain its records within the State of Tennessee?

2
3 A: At this time, ETC will maintain its books and records at its corporate
4 headquarters in Georgia. Pursuant to TRA Rule 1220-4-2--04, ETC will make
5 such records available to the TRA or its authorized representative upon request.
6

7 Q: Has any state ever denied ETC or one of its affiliates authorization to provide
8 intrastate service?
9

10 A: No.
11

12 Q: Has any state ever revoked the certification of ETC or one of its affiliates?
13

14 A: No.
15

16 Q: Has ETC or one of its affiliates ever been investigated or sanctioned by any
17 regulatory authority for service or billing irregularities?
18

19 A: Neither ETC nor any affiliate of the company has been investigated or sanctioned
20 by any regulatory authority for service or billing irregularities.
21

22 Q: Who is knowledgeable about ETC's operations and will serve as ETC's regulatory
23 and customer service contact?
24

25 A: Mr. Darrell Harper, whose name and contact information is provided in the
26 Application, will be available to act as ETC's regulatory and customer service
27 contact.
28

29 Q: Please explain in detail ETC's proposed procedures for responding to information
30 requests from the TRA and its staff.
31

32 A: ETC will forward all incoming inquiries from the TRA and its staff to Mr.
33 Harper, if Mr. Harper did not already receive notice or copy of the inquiry. Mr.
34 Harper or, at his direction, someone else at ETC, will respond as promptly as
35 practicable to all TRA and staff information requests. ETC's current practices
36 will be followed in order to assure that all inquiries receive attention and review
37 from the appropriate team or individual – *i.e.*, technical inquiries will be reviewed
38 by technical staff, financial inquiries by auditing and financial personnel, and
39 consumer issues by staff from that department – and that all responses will be
40 provided to the TRA and/or Staff as requested.
41

42 Q: Will the granting of a certificate of convenience and necessity to ETC serve the
43 public interest?
44

45 A: Yes. The granting to ETC of a certificate of convenience and necessity will serve
46 the public interest by enabling the provision of competitive telecommunications

services to residents of the areas in which ETC seeks authority to provide service. ETC will provide competitive telecommunications services by leveraging assets and infrastructure in a manner that affords it the opportunity to provide high-quality, reasonably priced telecommunications services to its customers. As such, ETC's planned operations will provide residential and business end-users with alternatives to the services provided via the traditional telephone providers in the areas that ETC will serve.

Q: Does this conclude your testimony?

A: Yes.

I swear that the foregoing testimony is true and correct to the best of my knowledge.

R Futch

Roger Futch
President and Chief Operating Officer
ETC Communications, LLC

Subscribed and sworn to me this 19th day of April, 2005.

Judy C Smith
Notary Public

State of Georgia

County of Gilmer

My commission expires July 31, 2008



EXHIBIT 13

**Affiliates of Applicant Providing
Telecommunications Services**

ELLIJAY TELEPHONE COMPANY

224 Dalton Street, PO Box 0
Ellijay, GA 30540
706-276-2271

COMMUNITY TELEVISION

224 Dalton Street, PO Box 0
Ellijay, GA 30540
706-276-2271

EXHIBIT 14

**Other Business Transactions at Same Location
as Principal Address of Applicant**

ELLIJAY TELEPHONE COMPANY

224 Dalton Street, PO Box 0

Ellijay, GA 30540

706-276-2271

COMMUNITY TELEVISION

224 Dalton Street, PO Box 0

Ellijay, GA 30540

706-276-2271

ETC FIBER

224 Dalton Street, PO Box 0

Ellijay, GA 30540

706-276-2271

EXHIBIT 15

Sample Customer Bill

Account Number

Toll Free Customer Service Repair
800-660-6826 706-276-2271 706-276-2281
706-253-2271 706-253-2281
706-946-2271 706-946-2281

FOR CUSTOMER USE

Amount Paid _____
Date Paid _____
Check # _____

1-00000000001-0000



Previous Bill Amount	Payments/Credits Received THRU 3/01	Past Due Balance	Current Charges	TOTAL AMOUNT DUE
72.96	72.96-	.00	72.96	72.96

SUMMARY OF CUSTOMER CHARGES

	Amount
LOCAL SERVICE.....	12.40
INTERNET ACCESS.....	16.95
ETC LONG DISTANCE.....	29.95
FEDERAL ACCESS CHARGE PER FCC.....	6.50
FEDERAL UNIVERSAL SERVICE CHARGE.....	.70
GEORGIA RELAY SERVICE FUND.....	.10
ENHANCED 911 CHARGE-GILMER.....	1.50
INSIDE WIRE MAINTENANCE.....	2.50
STATE TAX.....	.50
LOCAL TAX.....	.37
FEDERAL TAX.....	1.49
Previous balance.....	.00
Total Amount Due.....	72.96

Your INTERLATA carrier is ETC LONG DISTANCE
Your INTRALATA carrier is ETC LONG DISTANCE

Subject to a late fee if paid after the due date
0000000003

Keep this portion for your records

Please fold and tear at perforation and return with your payment

Account Number 706-636-3016

Current Charges 72.96
Total Amount Due 72.96

☐ Check Here if Including Correspondence

Make Check Payable to:
Ellijay Telephone Company
P.O. Box 2149
Ellijay, GA 30540

Due on or before 03/20/2005

Total amount will be paid by your bank.

Do Not Write Below This Line - For Office Use Only



Account Name

Account Number

Date of Invoice
3/10/2005

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ETC LONG DISTANCE		
EPLUS	300 Minutes	29.95
	Minutes of Usage	222
	Additional Minutes @ .0950	.00
EPLUS Total		29.95

EXPLANATION OF CODES

SLPTC

RATE PERIOD

S=Settlement
L=LATA
P=Period (Rate Period)
T=Type
C=Class (Rate Class)

1=Day/Full Time
2=Evening/Discount
3=Night/Economy
4=Special Intrastate
5=Late Night
6=Weekend

TYPE

1=Send Paid
2=Third Number
3=Calling Card
4=Collect
5=Special Collect
6=Coin Paid

Rate Class

1=Person
3=Operator Station
4=Dial Station
5=Operator Completed Dial Rate Applied
6=0+ Calling Card, Auto Collect & 3rd

00000000004